

1 WILKE FLEURY LLP
GEORGE A. GUTHRIE (SBN 201263)
2 gguthrie@wilkefleury.com
ADRIANA C. CERVANTES (SBN 282473)
3 acervantes@wilkefleury.com
400 Capitol Mall, Twenty-Second Floor
4 Sacramento, California 95814
Telephone: (916) 441-2430
5 Facsimile: (916) 442-6664

6 Attorneys for Defendants LIQUOR LORD, INC. dba
MODESTO LIQUORS; Co-Trustees of the Liberty Zagaris
7 Exemption Trust MICHAEL P. ZAGARIS and PAULA
LEFFLER

8 UNITED STATES DISTRICT COURT

9 EASTERN DISTRICT OF CALIFORNIA, FRESNO DIVISION

10
11 DARREN GILBERT,
12
13 Plaintiff,
14 v.

15 LIQUOR LORD, INC. dba MODESTO
LIQUORS; MICHAEL P. ZAGARIAS, Co-
Trustee of the LIBERTY ZAGARIAS
16 EXEMPTION TRUST U/A/D January 7, 1992,
as amended; PAULA LEFFLER, Co-Trustee of
17 the LIBERTY ZAGARIAS EXEMPTION
TRUST U/A/D January 7, 1992, as amended,
18
19 Defendants.

Case No. 1:21-cv-01546-DAD-SKO

**STIPULATION AND ORDER TO
CONTINUE INITIAL SCHEDULING
CONFERENCE**

(Doc. 16)

The Hon. Sheila K. Oberto

20 Plaintiff DARREN GILBERT, individually and behalf of all others similarly situated, on the
21 one hand, and defendants LIQUOR LORD, INC. dba MODESTO LIQUORS, MICHAEL P.
22 ZAGARIS and PAULA LEFFLER, Co-Trustees of the Liberty Zagaris Exemption Trust
23 (collectively "Defendants"), on the other hand, HEREBY STIPULATE AND AGREE that the
24 Initial Scheduling Conference currently set for February 17, 2022, is continued for 30 days.

25 Plaintiff Darren Gilbert and Defendants are the only parties to this action. The Court
26 continued the Initial Scheduling Conference on one occasion previously due to the status of the case.
27 Continuing the Initial Scheduling Conference for 30 days will allow the parties time to resolve this
28

1 action.

2 DATED: February 15, 2022

MOORE LAW FIRM, P.C.

3

4

By: /s/TANYA E. MOORE
TANYA E. MOORE
Attorney for Plaintiff DARREN GILBERT

5

6

7 DATED: February 15, 2022

WILKE FLEURY LLP

8

9

By: /s/ADRIANA C. CERVANTES
ADRIANA C. CERVANTES
Attorney for Defendants LIQUOR LORD, INC.
dba MODESTO LIQUORS; Co-Trustees of the
Liberty Zagaris Exemption Trust MICHAEL P.
ZAGARIS and PAULA LEFFLER Co-Trustees of
the Liberty Zagaris Exemption Trust MICHAEL
P. ZAGARIS and PAULA LEFFLER

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

ORDER

Pursuant to the foregoing stipulation (Doc. 16), and for good cause shown,

IT IS HEREBY ORDERED that the Initial Scheduling Conference, currently set for February 17, 2022, is CONTINUED to March 24, 2022, at 10:00 a.m. in Courtroom 7 before Magistrate Judge Sheila K. Oberto. The parties shall jointly file either a notice of settlement or an updated scheduling conference report no later than seven days before the conference.

IT IS SO ORDERED.

Dated: **February 16, 2022**

/s/ Sheila K. Oberto
UNITED STATES MAGISTRATE JUDGE

PROOF OF SERVICE

Gilbert v. Liquor Landlord
Case No. 1:21-CV-01546-DAD-SKO

STATE OF CALIFORNIA, COUNTY OF SACRAMENTO

At the time of service, I was over 18 years of age and **not a party to this action**. I am employed in the County of Sacramento, State of California. My business address is 400 Capitol Mall, Twenty-Second Floor, Sacramento, CA 95814.

On February 15, 2022, I served true copies of the following document(s) described as **STIPULATION AND [PROPOSED] ORDER TO CONTINUE INITIAL SCHEDULING CONFERENCE** on the interested parties in this action as follows:

Tanya E. Moore
Moore Law Firm, P.C
300 South First St., Suite 342
San Jose, CA 95113
service@moorelawfirm.com
tanya@moorelawfirm.com

Counsel for Plaintiff DARREN GILBERT

BY CM/ECF NOTICE OF ELECTRONIC FILING: I electronically filed the document(s) with the Clerk of the Court by using the CM/ECF system. Participants in the case who are registered CM/ECF users will be served by the CM/ECF system. Participants in the case who are not registered CM/ECF users will be served by mail or by other means permitted by the court rules.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on February 15, 2022, at Sacramento, California.

/s/ Mya Tran
Mya Tran